IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 13TH DECEMBER 2006 / 22ND AGRAHAYANA 1928

WP(C).No. 33108 of 2006(N)

PETITIONER:

THOMAS, W/O. DEVASSIA,
AGED 43 YEARS, MUNDOLIKANDATHIL HOUSE,
KATTIPARA P.O.,KOZHIKODE DISTRICT.

BY ADV. SRI.SUNNY MATHEW

RESPONDENTS:

1.THE KOZHIKODE PRIMARY CO-OPERATIVE
AGRICULTURAL AND RURAL DEVELOPMENT BANK LTD.,
P.O. PUTHIYARA, KOZHIKODE, REPRESENTED BY ITS
SECRETARY.

2.THE SALE OFFICER,
OFFICE OF THE KOZHIKODE PRIMARY CO-OPERATIVE
AGRICULTURAL AND RURAL DEVELOPMENT BANK LTD.,
P.O. PUTHIYARA, KOZHIKODE.

3.THE REGISTRAR OF CO-OPERATIVE SOCIETIES,
OFFICE OF THE REGISTRAR OF CO-OPERATIVE SOCIETIES,
THIRUVANANTHAPURAM.

4.STATE OF KERALA,
REPRESENTED BY THE CHIEF SECRETARY TO GOVERNMENT,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

R3-R4 BY GOVT. PLEADER MR.P.N.SANTHOSH

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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W.P.(C)No.33108 of 2006

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Dated: 13th December, 2006

JUDGMENT

Having regard to the grounds raised and the submissions of Mr.Sunny Mathew, learned counsel for the petitioner, I am of the view that this Writ Petition can be disposed of at this stage itself in the following terms:

The representation submitted by the petitioner before the 1st respondent-Bank seeking the benefits of Ext.P2 circular will be taken up and disposed of by the 1st respondent-Bank at its earliest and at any rate within one month of the petitioner producing a copy of this judgment together with a copy of the writ petition and all the exhibits. Till such time as a decision is taken by the 1st respondent-Bank on the representation, the sale which is proposed as per Ext.P1 will be put off on condition that the petitioner remits a sum of Rs.35,000/- within ten days from today with the 1st respondent-Bank towards the liability.

The Writ Petition will stand disposed of as above.

srd **PIUS C.KURIAKOSE, JUDGE**